

Permit to Operate

FACILITY: C-150

EXPIRATION DATE: 04/30/200

LEGAL OWNER OR OPERATOR: BROWNING FERRIS INDUSTRIES

MAILING ADDRESS: ATTN: L. CAFFEY
PITTSBURG, CA 94565

FACILITY LOCATION: 8662 W MUSCAT AVE
FRESNO, CA 93710

FACILITY DESCRIPTION: MUNICIPAL WASTE LANDFILL

The Facility to Operate may include Facility-wide Requirements as well as requirements that apply to specific permit units.

The Permit to Operate remains valid through the permit expiration date listed above, subject to payment of annual permit fees and compliance with permit conditions and all applicable local, state, and federal regulations. This permit is valid only at the location specified above, and becomes void upon any transfer of ownership or location. Any modification of the equipment or operation, as defined in District Rule 2201, will require prior District approval. This permit shall be posted as prescribed in District Rule 2010.

DAVID L. CROW

Executive Director / APCO

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Director of Permit Services

Initial TV Permit
San Joaquin Valley
Air Pollution Control District

PERMIT UNIT: C-150-0-1

EXPIRATION DATE: 04/30/2004

EQUIPMENT DESCRIPTION:

PERMIT UNIT REQUIREMENTS

1. The owner or operator shall notify the District of any breakdown condition as soon as reasonably possible, but no later than one hour after its detection, unless the owner or operator demonstrates to the District's satisfaction that the longer reporting period was necessary. [District Rule 1100, 6.1; County Rules 110 (Fresno, Stanislaus, San Joaquin); 109 (Merced); 113 (Madera); and 111 (Kern, Tulare, Kings)]
2. The District shall be notified in writing within ten days following the correction of any breakdown condition. The breakdown notification shall include a description of the equipment malfunction or failure, the date and cause of the initial failure, the estimated emissions in excess of those allowed, and the methods utilized to restore normal operations. [District Rule 1100, 7.0; County Rules 110 (Fresno, Stanislaus, San Joaquin); 109 (Merced); 113 (Madera); and 111 (Kern, Tulare, Kings)]
3. The owner or operator of any stationary source operation that emits more than 25 tons per year of nitrogen oxides or reactive organic compounds, shall provide the District annually with a written statement in such form and at such time as the District prescribes, showing actual emissions of nitrogen oxides and reactive organic compounds from that source. [District Rule 1160, 5.0]
4. Any person building, altering or replacing any operation, article, machine, equipment, or other contrivance, the use of which may cause the issuance of air contaminants or the use of which may eliminate, reduce, or control the issuance of air contaminants, shall first obtain an Authority to Construct (ATC) from the District unless exempted by District Rule 2020 (7/21/94). [District Rule 2010, 3.0 and 4.0; 2020; and County Rule 201 (in all eight counties in the San Joaquin Valley)]
5. The permittee must comply with all conditions of the permit including permit revisions originated by the District. All terms and conditions of a permit that are required pursuant to the Clean Air Act (CAA), including provisions to limit potential to emit, are enforceable by the EPA and Citizens under the CAA. Any permit noncompliance constitutes a violation of the CAA and the District Rules and Regulations, and is grounds for enforcement action, for permit termination, revocation, reopening and reissuance, or modification; or for denial of a permit renewal application. [District Rules 2070, 7.0; 2080; and 2520, 9.9.1 and 9.13.1]
6. A Permit to Operate or an Authority to Construct shall not be transferred unless a new application is filed with and approved by the District. [District Rule 2031]
7. Every application for a permit required under Rule 2010 (12/17/92) (Permits Required) shall be filed in a manner and form prescribed by the District. [District Rule 2040]
8. The operator shall maintain records of required monitoring that include: 1) the date, place, and time of sampling or measurement; 2) the date(s) analyses were performed; 3) the company or entity that performed the analysis; 4) the analytical techniques or methods used; 5) the results of such analysis; and 6) the operating conditions at the time of sampling or measurement. [District Rule 2520, 9.5.1]
9. The operator shall retain records of all required monitoring data and support information for a period of at least 5 years from the date of the monitoring sample, measurement, or report. Support information includes copies of all reports required by the permit and, for continuous monitoring instrumentation, all calibration and maintenance records and all original strip-chart recordings. [District Rule 2520, 9.5.2]
10. The operator shall submit reports of any required monitoring at least every six months unless a different frequency is required by an applicable requirement. All instances of deviations from permit requirements must be clearly identified in such reports. [District Rule 2520, 9.6.1]
11. Deviations from permit conditions must be promptly reported, including deviations attributable to upset conditions, as defined in the permit. For the purpose of this condition, promptly means as soon as reasonably possible, but no later than 10 days after detection. The report shall include the probable cause of such deviations, and any corrective actions or preventive measures taken. All required reports must be certified by a responsible official consistent with section 10.0 of District Rule 2520(6/15/95) [District Rules 2520, 9.6.2 and 1100, 7.0]
12. If for any reason a permit requirement or condition is being challenged for its constitutionality or validity by a court of competent jurisdiction, the outcome of such challenge shall not affect or invalidate the remainder of the conditions or requirements in that permit. [District Rule 2520, 9.8]
13. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit. [District Rule 2520, 9.9.2]

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14. The permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any permit condition. [District Rule 2520, 9.9.3]
15. The permit does not convey any property rights of any sort, or any exclusive privilege. [District Rule 2520, 9.9.4]
16. The Permittee shall furnish to the District, within a reasonable time, any information that the District may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the District copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee may furnish such records directly to EPA along with a claim of confidentiality. [District Rule 2520, 9.9.5]
17. The permittee shall pay annual permit fees and other applicable fees as prescribed in Regulation III of the District Rules and Regulations. [District Rule 2520, 9.10]
18. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to enter the permittee's premises where a permitted source is located or emissions related activity is conducted, or where records must be kept under condition of the permit. [District Rule 2520, 9.14.2.1]
19. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit. [District Rule 2520, 9.14.2.2]
20. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to inspect at reasonable times any facilities, equipment, practices, or operations regulated or required under the permit. [District Rule 2520, 9.14.2.3]
21. Upon presentation of appropriate credentials, a permittee shall allow an authorized representative of the District to sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with the permit or applicable requirements. [District Rule 2520, 9.14.2.4]
22. No air contaminants shall be discharged into the atmosphere for a period or periods aggregating more than 3 minutes in any one hour which is as dark or darker than Ringelmann #1 or equivalent to 20% opacity and greater, unless specifically exempted by District Rule 4101 (12/17/92), by using EPA method 9. If the equipment or operation is subject to a more stringent visible emission standard as prescribed in a permit condition, the more stringent visible emission limit shall supersede this condition. [District Rule 4101, and County Rules 401 (in all eight counties in the San Joaquin Valley)]
23. No person shall supply, sell, solicit or apply any architectural coating, except specialty coatings, that contains more than 250 grams of VOC per liter of coating (less water and exempt compounds, and excluding any colorant added to tint bases), or manufacture, blend, or repackage such coating with more than 250 grams of VOC per liter (less water and exempt compounds, and excluding any colorant added to tint bases) for use within the District. [District Rule 4601, 5.1]
24. No person shall apply, sell, solicit, or offer for sale any specialty architectural coating listed in the Table of Standards (District Rule 4601, Table 1 (12/17/92)), nor manufacture, blend, or repackage such coating for use within the District, which contains VOCs (less water and exempt compounds, excluding any colorant added to tint bases) in excess of the specified limits listed in Table 1 of Rule 4601 (12/17/92). [District Rule 4601, 5.2]
25. All VOC-containing materials shall be stored in closed containers when not in use. In use includes, but is not limited to: being accessed, filled, emptied, maintained or repaired. [District Rule 4601, 5.4]
26. A person shall not use VOCs for the cleanup of spray equipment unless equipment for collection of the cleaning compounds and minimizing its evaporation to the atmosphere is used. [District Rule 4601, 5.5]
27. The permittee shall comply with all the Labeling and Test Methods requirements outlined in Rule 4601 sections 6.1 and 6.2 (12/17/92). [District Rule 4601, 6.1 and 6.2]
28. With each report or document submitted under a permit requirement or a request for information by the District or EPA, the permittee shall include a certification of truth, accuracy, and completeness by a responsible official. [District Rule 2520, 9.14.1 and 10.0]
29. If the permittee performs maintenance on, or services, repairs, or disposes of appliances, the permittee shall comply with the standards for Recycling and Emissions Reduction pursuant to 40 CFR Part 82, Subpart F. [40 CFR 82 Subpart F]
30. If the permittee performs service on motor vehicles when this service involves the ozone-depleting refrigerant in the motor vehicle air conditioner (MVAC), the permittee shall comply with the standards for Servicing of Motor Vehicle Air Conditioners pursuant to all the applicable requirements as specified in 40 CFR Part 82, Subpart F. [40 CFR Part 82, Subpart F]
31. Disturbances of soil related to any construction, demolition, excavation, extraction, or water mining activities shall comply with the requirements for fugitive dust control in SJVUAPCD District Rule 8020 (4/25/96) unless specifically exempted under section 4 of Rule 8020 (4/25/96). [District Rule 8020]
32. Outdoor handling and storage of any bulk material which emits dust shall comply with the requirements of SJVUAPCD Rule 8030 (4/25/96), unless specifically exempted under section 4 of Rule 8030 (4/25/96). [District Rule 8030]

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33. Any paved road over 3 miles in length, and any unpaved roads over half a mile in length, constructed after December 10, 1993 shall use the design criteria and dust control measures of, and comply with the administrative requirements of, SJVUAPCD Rule 8060 (4/25/96) unless specifically exempted under section 4 of Rule 8060 (4/25/96). [District Rule 8060]
34. Any owner or operator of a demolition or renovation activity, as defined in 40 CFR 61.141, shall comply with the applicable inspection, notification, removal, and disposal procedures for asbestos containing materials as specified in 40 CFR 61.145 (Standard for Demolition and Renovation). [40 CFR 61 Subpart M]
35. The permittee shall submit certifications of compliance with the terms and standards contained in Title V permits, including emission limits, standards and work practices, to the District and the EPA annually (or more frequently as specified in an applicable requirement or as specified by the District). The certification shall include the identification of each permit term or condition, the compliance status, whether compliance was continuous or intermittent, the methods used for determining the compliance status, and any other facts required by the District to determine the compliance status of the source. [District Rule 2520, 9.17]
36. The permittee shall submit an application for Title V permit renewal to the District at least six months, but not greater than 18 months, prior to the permit expiration date. [District Rule 2520, 5.2]
37. When a term is not defined in a Title V permit condition, the definition in the rule cited as the origin and authority for the condition in a Title V permit shall apply. [District Rule 2520, 9.1.1]
38. Compliance with permit conditions in the Title V permit shall be deemed compliance with the following outdated SIP requirements: Rule 401 (Madera, Fresno, Kern, Kings, San Joaquin, Stanislaus, Tulare and Merced), Rule 110 (Fresno, Stanislaus, San Joaquin), Rule 109 (Merced), Rule 113 (Madera), Rule 111 (Kern, Tulare, Kings), Rules 201, 202, 203, 204, 208, and 209 (Fresno, Kern, Tulare, Kings, Madera, Stanislaus, Merced, San Joaquin), Rule 410.1 (Kern), and Rule 423 (Kern, Fresno, Stanislaus, San Joaquin). A permit shield is granted from these requirements. [District Rule 2520, 13.2]
39. Compliance with permit conditions in the Title V permit shall be deemed compliance with the following applicable requirements: SJVUAPCD Rules 1100, sections 6.1 and 7.0 (12/17/92); 2010, sections 3.0 and 4.0 (12/17/92); 2031 (12/17/92); 2040 (12/17/92); 2070, section 7.0 (12/17/92); 2080 (12/17/92); 4101 (12/17/92); 4601, sections 5.1, 5.2, 5.4, 5.5, 6.1, and 6.2 (12/17/92); 8020 (4/25/96); 8030 (4/25/96); 8060 (4/25/96); A permit shield is granted from these requirements. [District Rule 2520, 13.2]
40. No air contaminant shall be released into the atmosphere which causes a public nuisance. [District Rule 4102]
41. All operational landfills shall comply with the requirements of District Rule 8040 (as amended April 25, 1996), unless specifically exempted by section 4.0 of this rule. These requirements include, but are not limited to, removal of accumulation of mud, dirt and other material from public paved roads adjacent to the landfill site, interior road requirements, and requirements for equipment used for removal of mud or dirt. This condition also applies to closure activities and closed landfill sites when activities are conducted which disturb surface soils covering an area greater than one (1) acre. [District Rule 8040]
42. The owner or operator shall insure that all areas of one (1) acre or greater, which are used for vehicle and/or equipment parking, fueling and service, shipping, receiving and transfer, comply with the requirements of District Rule 8070 (as amended April 25, 1996), unless specifically exempted under section 4.0 of this rule. All areas used for storage of construction vehicles, equipment, and material shall comply with the provision of District Rule 8070. [District Rules 8040, 5.4 and 8070]
43. On October 6, 2000, the initial Title V permit was issued, the reporting period of the Report of Required Monitoring and the Compliance Certification Report are based upon this initial permit issuance date, unless alternative dates are approved by the District Compliance Division. These reports are due within 30 days of the end of reporting period. [District Rule 2520, 9.4.2], [Federally Enforceable Through Title V]

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San Joaquin Valley
Air Pollution Control District

PERMIT UNIT: C-150-1-1

EXPIRATION DATE: 04/30/2004

EQUIPMENT DESCRIPTION:

54 MMBTU/HR LANDFILL GAS COLLECTION AND TREATMENT SYSTEM WITH MCGILL MODEL EGF-4 ENCLOSED FLARE WITH COMBUSTION AIR CONTROLS, PROPANE-FIRED PILOT FLAME, FLAME ARRESTOR, BLOWERS, CONCRETE CONDENSATE SUMPS, EXHAUST STACK AND EXTRACTION WELLS.

PERMIT UNIT REQUIREMENTS

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1. Flares shall be designed for and operated with no visible emissions, except for periods not to exceed a total of 5 minutes during any 2 consecutive hours. [40 CFR 60.18(c)(1)], [Federally Enforceable Through Title V]
 2. Testing the visible emissions of the flare shall be conducted at least annually, using EPA Method 22. The observation period shall be 2 hours. [40 CFR 60.18(f)(1)], [Federally Enforceable Through Title V]
 3. Landfill gas shall be tested for sulfur content quarterly using Draeger tubes. If source specific historical data (for a period of at least one year) shows seasonal variation of less than 20%, then landfill gas shall be tested annually using Draeger tubes. [District Rule 2520, 9.4.2], [Federally Enforceable Through Title V]
 4. The operator shall maintain all records of required monitoring data and support information for inspection at any time for a period of five years. [District Rule 2520, 9.5.2], [Federally Enforceable Through Title V]
 5. The flare shall be operated according to the manufacturer's specifications, a copy of which shall be maintained on site. [District Rule 2520, 9.4.2], [Federally Enforceable Through Title V]
 6. Actual flare emissions shall not exceed 20 tons VOC/year. Process information, including fuel usage data for the flare and process rates for operations controlled by the flare, shall be submitted to the District annually. [District Rule 2520, 9.4.2], [Federally Enforceable Through Title V]
 7. Flares shall only be used with the net heating value of the gas being combusted being 200 Btu/scf or greater if the flare is non-assisted; or with the net heating value of the gas being combusted being 300 Btu/scf or greater if the flare is air-assisted or steam-assisted. [40 CFR 60.18 (c)(3)], [Federally Enforceable Through Title V]
 8. The net heating value of the gas being combusted in a flare shall be calculated annually, pursuant to 40 CFR 60.18(f)(3) and using EPA Method 18, ASTM D1946-77, and ASTM D2382-76. [40 CFR 60.18 (f)(3-6)], [Federally Enforceable Through Title V]
 9. Air-assisted flares shall be operated with an exit velocity less than V_{max} , as calculated by the equation specified in paragraph 40 CFR 60.18 (f)(6). [40 CFR 60.18 (c)(5)], [Federally Enforceable Through Title V]
 10. Nonassisted and steam-assisted flares shall be operated with an exit velocity, as calculated by the methods specified in 40 CFR 60.18 (f)(4), less than 60 ft/sec, except as provided in 40 CFR 60.18 (c)(4)(ii) and (iii). [40 CFR 60.18 (c)(4)(i)], [Federally Enforceable Through Title V]
 11. Nonassisted and steam-assisted flares may be operated with an exit velocity, as calculated by the methods specified in 40 CFR 60.18 (f)(4), equal to or greater than 60 ft/sec, but less than 400 ft/sec if the net heating value of the gas being combusted is greater than 1,000 Btu/scf. [40 CFR 60.18 (c)(4)(ii)], [Federally Enforceable Through Title V]
 12. Nonassisted and steam-assisted flares may be operated with an exit velocity, as calculated by the methods specified in 40 CFR 60.18 (f)(4), less than the velocity, V_{max} , as determined by the equation specified in paragraph 40 CFR 60.18 (f)(5), and less than 400 ft/sec. [40 CFR 60.18 (c)(4)(iii)], [Federally Enforceable Through Title V]
 13. The actual exit velocity of a flare shall be calculated by dividing the volumetric flowrate (in units of standard temperature and pressure), as determined by Reference Methods 2, 2A, 2C, or 2D as appropriate; by the unobstructed (free) cross sectional area of the flare tip. [40 CFR 60.18 (f)(4)], [Federally Enforceable Through Title V]
 14. Flares shall be operated with a flame present at all times, and kept in operation when emissions may be vented to them. The presence of a flare pilot flame shall be monitored using a thermocouple or any other equivalent device to detect the presence of a flame. [40 CFR 60.18 (c)(2), 60.18 (e), and 60.18 (f)(2)], [Federally Enforceable Through Title V]
 15. Flare shall be equipped with a failure alarm to automatically shut off the blower and landfill gas supply. [District NSR Rule], [Federally Enforceable Through Title V]
 16. Landfill gas flowrate shall be monitored by flow indicator and recorders. [District NSR Rule], [Federally Enforceable Through Title V]
 17. Gas collection system shall be sealed at all times during operation. [District NSR Rule], [Federally Enforceable Through Title V]

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18. All condensate traps shall remain covered unless treatment of condensate is taking place. [District NSR Rule], [Federally Enforceable Through Title V]
19. Flame temperature indicator and recorder shall be operated whenever gas is flared. [District NSR Rule], [Federally Enforceable Through Title V]
20. Flare temperature shall be maintained to at least 1400 degree F. [District NSR Rule], [Federally Enforceable Through Title V]
21. Total volume of landfill gas flared shall not exceed 2600 scf/min (3,744,000 scf/day) and shall be recorded daily. [District Rules 2520, 9.4.2 and NSR], [Federally Enforceable Through Title V]
22. Emissions shall not exceed any of the following: NOx - 0.0616 lb/MMbtu, PM10 - 2.92 lb/hr, CO - 7.75 lb/hr, SOx - 0.62 lb/hr, nor VOC(NHMC) - 1.92 lb/hr. [District NSR Rule], [Federally Enforceable Through Title V]
23. Daily emissions shall not exceed any of the following: NOx - 63.4 lb/day, PM10 - 70.0 lb/day, CO - 186.0 lb/day, SOx - 27.1 lb/day, nor VOC(NMHC) - 47.0 lb/day. [District NSR Rule], [Federally Enforceable Through Title V]

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San Joaquin Valley
Air Pollution Control District

PERMIT UNIT: C-150-2-0

EXPIRATION DATE: 04/30/2004

EQUIPMENT DESCRIPTION:

MUNICIPAL SOLID WASTE LANDFILL, 4.6 MILLION MEGAGRAM CAPACITY

PERMIT UNIT REQUIREMENTS

1. The NMOC emission rate shall be calculated using the equation in 40CFR60.754(a)(1)(i), if the actual year-to-year solid waste acceptance rate is known or the equation in 40CFR60.754(a)(1)(ii), if the actual year-to-year solid waste acceptance rate is unknown. The values for k, Lo, and CNMOC for both equations shall be taken from 40CFR60.754(a)(1), as appropriate. Both equations may be used if the actual year-to-year acceptance rate is known for a part of the landfill life, but unknown for another part of the landfill life. The mass of nondegradable solid waste may be subtracted from the average annual acceptance rate when calculating R, if documentation of the nature and amount of such wastes is maintained. (Tier 1 specifications) [60.754(a)(1)], [Federally Enforceable Through Title V]
2. If the calculated NMOC emission rate is equal to or greater than 50 megagrams/year, then the landfill owner or operator shall either comply with the requirements of this permit to submit a collection and control design plan and install the system, or determine a site-specific NMOC concentration and recalculate the NMOC emission rate using Tier 2 specifications. [60.754(a)(2)(ii)], [Federally Enforceable Through Title V]
3. Tier 2 specifications to determine the site-specific NMOC concentration shall include the following: 1) For sampling, at least 2 sample probes shall be installed per hectare of landfill surface that has retained waste for at least 2 years, up to a maximum of 50 required probes. One sample of landfill gas shall be collected from each probe to determine the NMOC concentration, using EPA Method 25C or 18. If EPA Method 18 is used, the minimum list of compounds to be tested shall be those published in the most recent Compilation of AP-42. If composite sampling is used, equal sample volumes are required. All samples taken shall be used in the analysis. The NMOC concentration from Method 25C shall be divided by 6 to convert from C-NMOC, as carbon to as hexane. [60.754(a)(3)], [Federally Enforceable Through Title V]
4. Tier 2 specifications to determine the site-specific NMOC concentration shall include the following: 1) The NMOC mass emission rate shall be recalculated using the average site-specific concentration, instead of the default value, 2) If the resulting calculated mass emission rate is equal to or greater than 50 megagrams/year, the landfill owner or operator shall either comply with 60.752(b)(2), or determine a site-specific methane generation rate constant and recalculate the NMOC emission rate using Tier 3 specifications. [60.754(a)(3)(i)&(ii)], [Federally Enforceable Through Title V]
5. If the calculated NMOC mass emission rate, using the site-specific NMOC concentration, is less than 50 megagrams/year, then a periodic estimate of the emission rate report, pursuant to 60.757(b)(1) shall be submitted to the Administrator. The site-specific NMOC concentration shall be retested every 5 years, using Tier 2 specifications. [60.754(a)(3)(iii)], [Federally Enforceable Through Title V]
6. Tier 3 specifications to determine the site-specific methane generation rate constant shall include the following: 1) EPA Method 2E shall be used, 2) The NMOC mass emission rate shall be recalculated using the average site-specific NMOC concentration and the site-specific methane generation rate constant k, instead of the default values in 40 CFR 60(a)(1), and 3) If the resulting calculated NMOC mass emission rate is equal to or greater than 50 megagrams/year, the landfill owner or operator shall comply with 60.752(b)(2). [60.754(a)(4) and (i)], [Federally Enforceable Through Title V]
7. If Tier 3 specifications are used to determine the site-specific methane generation rate and the calculated NMOC mass emission rate is less than 50 megagrams/year, then a periodic emission rate report shall be submitted to the Administrator, pursuant to 60.757(b)(1) and the NMOC concentration shall be recalculated annually, pursuant to 60.757(b)(1), using the site-specific methane generation rate constant and the NMOC concentration obtained using Tier 2 specifications. Determination of the site-specific methane generation rate constant is performed once and used in all subsequent annual NMOC emission rate calculations. [60.754(a)(4)(ii)], [Federally Enforceable Through Title V]
8. For PSD purposes, the NMOC emission rate shall be estimated and compared to the PSD major source and significance levels in 40 CFR 51.166 or 52.21, using AP-42 or EPA-approved procedures. [60.754(c)], [Federally Enforceable Through Title V]
9. The NMOC emission rate shall be recalculated and reported to the APCO annually, except as otherwise provided in this permit, until such time as the calculated NMOC emission rate is equal to or greater than 50 megagrams/year and a collection and control system is installed or until the landfill is closed. [40 CFR 60.752(b)(1), 60.754(a), and 60.757(b)], [Federally Enforceable Through Title V]
10. If the NMOC emission rate, as reported in the annual report is less than 50 megagrams/year in each of the next 5 consecutive years, the owner or operator may elect to submit an estimate of the NMOC emission rate for the next 5-year period in lieu of the annual reports for those 5 years. This estimate shall include the current amount of solid waste-in-place and the estimated waste acceptance rate for each year of the 5 years. All data and calculations upon which this estimate is based shall be provided to the APCO. This estimate shall be revised at least once every 5 years. [60.757(b)(1)(ii)], [Federally Enforceable Through Title V]

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11. If the actual waste acceptance rate exceeds the estimated rate used in any year reported in a 5-year estimate of the NMOC emission rate, then a revised 5-year estimate shall be submitted to the APCO. The revised estimate shall cover the 5-year period beginning with the year in which the actual waste acceptance rate exceeded the estimated acceptance rate. [40 CFR 60.757(b)(1)(ii)], [Federally Enforceable Through Title V]
12. The NMOC emission rate report shall include all the data, calculations, sample reports and measurements used to estimate the annual or 5-year emissions. [40 CFR 60.757(b)(2)], [Federally Enforceable Through Title V]
13. If the owner or operator elects to recalculate the NMOC emission rate using Tier 2 specifications and the resulting NMOC emission rate is less than 50 megagrams/year, annual periodic reporting shall resume. The revised NMOC emission rate report, with the recalculated NMOC emission rate using Tier 2 specifications, shall be submitted within 180 days of the first Tier 1 calculated exceedance of 50 megagrams/year. [40 CFR 60.757(c)(1)], [Federally Enforceable Through Title V]
14. If the owner or operator elects to recalculate the NMOC emission rate using Tier 3 specifications and the resulting NMOC emission rate is less than 50 megagrams/year, annual periodic reporting shall resume. The revised NMOC emission rate report, with the recalculated NMOC emission rate using Tier 3 specifications, shall be submitted within 1 year of the first Tier 1 calculated exceedance of 50 megagrams/year. [40 CFR 60.757(c)(2)], [Federally Enforceable Through Title V]
15. Each owner or operator shall keep for at least 5 years up-to-date, readily accessible, on-site records of the maximum design capacity, the current amount of solid waste in-place, and the year-by-year waste acceptance rate. Off-site records may be maintained if they are retrievable within 4 hours. [40 CFR 60.758(a) and District Rule 2520, 9.5.2], [Federally Enforceable Through Title V]
16. This operating permit may be cancelled with APCO approval when the landfill 1) is closed, pursuant to the requirements of this permit, 2) never needed control, and 3) is not otherwise subject to the requirements of part 40 CFR 70. [40 CFR 60.752(b)], [Federally Enforceable Through Title V]
17. If the landfill is permanently closed, a closure notification shall be submitted to the APCO within 30 days of waste disposal cessation. A permanent closure must take place in accordance with 40 CFR 258.60. If a closure report has been submitted, no additional waste may be placed in the landfill without filing a notification of modification to the APCO, pursuant to 40 CFR 60.7(a)(4). [40 CFR 60.752(b)(1)(ii)(B) and 60.757(d)], [Federally Enforceable Through Title V]
18. If the calculated NMOC is equal to or greater than 50 megagrams/year, the owner or operator shall submit a collection and control system design plan, pursuant to 40 CFR 60.752(b)(2)(i) and prepared by a professional engineer, to the APCO within 1 year of that determination. [40 CFR 60.752(b)(2)(i)], [Federally Enforceable Through Title V]
19. If the calculated NMOC is equal to or greater than 50 megagrams/year, the owner or operator shall install a collection and control system, that effectively captures the gas generated within the landfill, within 30 months of that determination. This operating permit must be modified accordingly to show compliance with 40 CFR 60, Subpart WWW requirements applicable to a MSWL with a collection and control system. [40 CFR 60.752(b)(2)(ii), 60.753, 60.755, and 60.756], [Federally Enforceable Through Title V]
20. If a gas collection and control system is installed, it shall comply with the operational standards of 40 CFR 60.753, the compliance provisions of 40 CFR 60.755, the monitoring provisions of 40 CFR 60.756, the reporting and recordkeeping requirements of 40 CFR 60.757 and 60.758, and the requirements of 40 CFR 60.759 (for active collection systems). [40 CFR 60.752(b)(2)(ii), 60.753, 60.755, 60.756, 60.757, 60.758, and 60.759], [Federally Enforceable Through Title V]

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